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January 27, 2006

Honorable Commissioner for Patents  
Alexandria, VA 22313

Attention: Examiner J. STULTZ - GAU 2873  
Central Fax - Facsimile No. 571-273-8300

Re: **YANG et al - U.S. Appl. Ser. No. 10/774,434**  
**Attorney Docket No. 012.43208X00**

**SUBMISSION of STATEMENT OF SUBSTANCE OF INTERVIEW**

Sir:

Applicant hereby submits the attached paper entitled, "SUBMISSION of STATEMENT OF SUBSTANCE OF INTERVIEW (4 pgs.)" in the above-identified application.

**CERTIFICATE OF TRANSMISSION:**

I hereby certify that the attached paper entitled "SUBMISSION OF STATEMENT OF SUBSTANCE OF INTERVIEW" is being formally filed in the USPTO via Facsimile No. 571-273-8300 on 27 January 2006.

  
David K. Snyder

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012.43208X00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Peter S. Yang, Jr.

Serial No: 10/774,434

Filed: February 10, 2004

Title: ONE PIECE CLEAR PLASTIC CARDHOLDER, CARDHOLDER  
SHAPED FRESNEL MAGNIFYING LENS AND METHOD OF  
MAKING THE SAME

Group: 2873

Examiner: J. Stultz

**STATEMENT OF SUBSTANCE OF INTERVIEW**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 27, 2006

Sir:

A personal interview was held with Examiner Jessica Stultz and her supervisor, Mr. Jordan Schwartz, on January 17, 2006, with regard to the above-identified application. Both the Examiner and her supervisor are thanked for their courteousness during this interview. The following represents a confirmation of the substance of the personal interview that was held on January 17, 2006.

The Examiner's summation in the Interview Summary Form, PTOL-413, dated January 17, 2006, is correct. A signed copy of Form PTOL-413 was given to the undersigned by the Examiner at the end of the interview.

It should be noted that the proposed amendment discussed in the interview was filed later that day as a submission under 37 C.F.R. §1.114 according to USPTO RCE (Request for Continued Examination) practice.

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That is, the referred to "... claim amendments were discussed..." in the Examiner 's Interview Summary refers to the actual amendments made to the claims in connection with the filed RCE submission.

The several editorial revisions made to the specification, which are also included in the amendment (submission) filed were discussed in the interview, including the showing of support thereof in the original disclosure. The references Yang '336, Fantone et al. '382 and Finkelstein et al. '430 were discussed in detail in the interview. The details of the rebuttal arguments presented in the interview are consistent with that presented in the responsive remarks of the amendment (submission) filed. The inapplicability of the citation Valdez et al. '556 was also briefly discussed during the interview by Applicants undersigned representative (this citation is listed in the last Office Action as being of interest only).

It should be noted, further, that the main focus of the discussion was directed to the inventor's prior patent (Yang '336) and Fantone et al '382. The undersigned specifically highlighted the divergent structural considerations between that of Fantone et al.'s teachings and that set forth according to the claimed invention. In this regard, Applicants undersigned representative highlighted the structural differences between the present claimed subject matter and the teachings of Fantone et al. even if combined with Yang '336 and, also, with Finkelstein et al. '430. The particular attributes of each of these references, whether applied individually or even collectively, were discussed in conjunction with a showing of unobviousness. Further, actual samples of a fresnel lens credit card holder according to Yang et al. '336 as well as in connection with Yang's new improved cardholder shaped fresnel magnifying lens were also exhibited to the Examiner and her supervisor, at the

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interview, as a concrete showing of the differences between them and also the advantages that would be realized by the new and improved cardholder shaped fresnel magnifier, some of which are listed on page 22 of the submission, although not limited to.

It was also emphasized, in the interview, that the fresnel magnifying lens viewing portion of the rectangle shaped one-piece transparent plastic sheet, having the fresnel contour lines, may take up a defined portion of the rectangle or as much as the entirety of the rectangle (e.g., see claim 6, etc.). This can be done because, unlike the collective teachings of the above-named references, the card holder shaped fresnel magnifying lens of the present invention simply requires a completely self-contained, one-piece transparent (clear) plastic sheet, i.e., a single element fresnel lens which is configured to act both as a credit card holder and a fresnel lens magnifier. The substance of the discussions in the interview in support of patentability of the present claimed subject matter over the teachings of the references, as applied in the previously standing rejections, is consistent with that provided in the responsive remarks of the amendment (submission) filed with the RCE transmittal.

It should also be noted that the draft amendment which was forwarded to the Examiner, via facsimile, prior to the interview was intended to be submitted following the interview strictly as an amendment responding to each of the previously standing art rejections. However, the Examiner's supervisor indicated at the interview that the amendments made to the claims are quite substantive and that they would require additional state-of-the-art searching, and, therefore, the amendment would not be formally entered into the official record. Accordingly, Applicants undersigned representative agreed to continue prosecution in accordance with USPTO RCE

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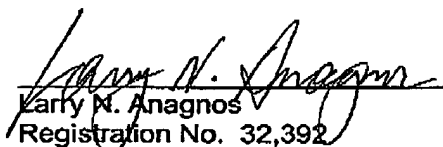
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practice and, therefore, the amendment was filed as a submission in accordance with 37 C.F.R. §1.114.

Acceptance/formal entry therefore of this statement in connection with completing the record is respectfully requested. (MPEP §713.04)

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 01-2135 (Case No. 012.43208X00) and please credit any excess fees to such deposit account.

Respectfully submitted,  
**ANTONELLI, TERRY, STOUT & KRAUS, LLP**

  
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LNA/kmh/dks